

**FACT SHEET**  
**APPLICATION FOR**  
**NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM**  
**PERMIT TO DISCHARGE STORM WATER AND WASTEWATER**  
**TO WATERS OF THE STATE OF ALABAMA**

Date: March 28, 2011

Prepared By: Lee Warren

NPDES Permit No. ALG340000

**1. SYNOPSIS OF APPLICATION**

**a. Name and Address of Applicant and Location if Different From Mailing Address**

State of Alabama

**b. Description of Applicant's Facility or Activity Generating the Discharge**

DISCHARGES ASSOCIATED WITH PETROLEUM PRODUCTS CONSISTING OF STORM WATER, HYDROSTATIC TEST WATER, AND GROUNDWATER DISCHARGES RESULTING FROM THE STORAGE, HANDLING, TRANSPORTATION, SPILL CLEANUP, CONTAMINATED GROUNDWATER AND/OR SOIL REMEDIATION AND INVESTIGATION, OR OTHER OPERATIONS INVOLVING PETROLEUM AND ITS DERIVATIVES AND EXTERIOR VEHICLE WASHWATER (EXCLUDING COMMERCIAL CAR WASHES)

**c. Applicant's Receiving Waters**

<u>Outfall</u>	<u>Receiving Waters</u>	<u>Classification</u>
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ALL WATERS OF THE STATE NOT DESIGNATED OUTSTANDING NATIONAL RESOURCE WATER, OUTSTANDING ALABAMA WATER, OR TREASURED ALABAMA LAKE

**d. Quantitative Description of Proposed Discharges**

See attached draft permit

**2. PROPOSED DISCHARGE LIMITATIONS**

See attached draft permit

**3. STATEMENT OF BASIS FOR PERMIT LIMITATIONS**

See attached permit rationale

#### 4. PROCEDURES FOR THE FORMULATION OF FINAL DETERMINATIONS

##### a. Comment Period

The Alabama Department of Environmental Management proposes to issue an NPDES permit to this applicant subject to the effluent limitations and special conditions outlined above. These determinations are tentative.

Interested persons are invited to submit written comments on the permit application or on proposed determinations to the following address:

Russell A. Kelly, Chief  
Permits and Services Division  
Alabama Department of Environmental Management  
1400 Coliseum Blvd  
(Mailing Address: Post Office Box 301463; Zip 36130-1463)  
Montgomery, Alabama 36110-2059  
(334) 271-7714

All comments received prior to the closure of the public notice period (see attached public notice) will be considered in the formulation of final determinations with regard to this application.

##### b. Public Hearing

A written request for a public hearing may also be filed with the public notice period and must state the nature of the issues proposed to be raised in the hearing. The Director shall hold a public hearing whenever it is found, on the basis of hearing requests, that there exists a significant degree of public interest in the permit application or draft permit or group of permits. A request for a hearing should be filed with the Department at the following address:

Russell A. Kelly, Chief  
Permits and Services Division  
Alabama Department of Environmental Management  
1400 Coliseum Blvd  
(Mailing Address: Post Office Box 301463; Zip 36130-1463)  
Montgomery, Alabama 36110-2059  
(334) 271-7714

The Director may also hold a public hearing at his or her discretion whenever such a hearing might clarify one or more issues involved in the permit decision. Public notice of such a hearing will be published at least 30 days prior to the hearing in a newspaper having general circulation in the geographical area of the discharge and will be sent to those on the ADEM mailing list at least thirty days prior to the hearing.

##### c. Issuance of the Permit

Upon the expiration of the comment period and, if applicable, completion of the public hearing process a response to all significant comments will be prepared. After consideration of all comments received during the notice period or as the result of a public hearing, the response to comments, and of the requirements of the Alabama Water Pollution Control Act and appropriate regulations, the Director will make a final decision regarding permit issuance. **The permit record, including the response to comments, will be available to the public and an appointment to review the record may be made by writing the Permits and Services Division at the above address.**

Unless a request for a stay of a permit or permit provision is granted, the proposed permit contained in the Director's determination shall be issued and effective; and will be the final action of the Alabama Department of Environmental Management.

##### d. Appeal Procedures

Any person adversely affected by the Director's final decision may submit an appeal or a request for a stay of the permit or one or more provisions of the permit. Such requests should be received by the Environmental Management Commission within thirty days of issuance of the permit. Requests should be submitted to the Chairperson at the following address:

Alabama Environmental Management Commission  
1400 Coliseum Blvd  
(Mailing Address: Post Office Box 301463; Zip 36130-1463)  
Montgomery, Alabama 36110-2059

All requests must:

- (i) State the name, mailing address and telephone number of the person making such request;
- (ii) Identify the interest of the appellant which is affected by the proposed issuance, denial or modification of the permit contained in the determination of the Director, and explain how and to what extent that interest would be directly and adversely affected by such determination;
- (iii) Identify any persons whom the request represents;
- (iv) State with particularity the issues proposed to be considered at the hearing;
- (v) Include any terms and conditions with which the appellant proposes to revise or replace the determinations of the Director;
- (vi) State the name, mailing address and telephone number of the attorney for the person making the request, if represented by an attorney; and
- (vii) Include an original signature of the person making the request or such person's attorney.

The Commission may rule on the appeal or may hold an appeals hearing prior to making a ruling.